

March 26, 2013

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 5

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
- a. COMM. 6E-22 (2013)
COUNTY EXECUTIVE: “ECSD No. 2 - Change Order No. 2”
(5-0)

b. COMM. 6M-10 (2013)
JOAN BOZER: “Letter to Legislator McCracken Concerning 21st Century Park on the Outer Harbor”
(5-0)
2. COMM. 6E-17 (2013)
COUNTY EXECUTIVE
WHEREAS, the County owns eight (8) regulated dams, and in accordance with regulations of the New York State Department of Environmental Conservation, two (2) are considered to be high hazard dams, and the six (6) remaining ones are low hazard dams; and

WHEREAS, there is a need for Dam Safety, Inspection and Design Engineering Services performed by a firm specializing in the provision of such services; and

WHEREAS, the Department of Public Works selected Bergmann Associates, an approved provider of engineering services via Comm. 14E-19 of July 17, 2008.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into an agreement with Bergmann Associates to provide Dam Safety, Inspection and Design Engineering Services County-wide; and be it further

RESOLVED, that the negotiated contract fee will be appropriated from 2012 Dam Safety and Preservation Design (Business Area 123, Fund 420, SAP Project B.12009, 2012 Dam Safety and Preservation Reconstruction-Design), in an amount which will not exceed \$240,000.00; and be it further
- RESOLVED, that three (3) copies of this resolution be sent to the Department of Public Works, Office of the Commissioner and one copy each to the Office of the County Executive, the Division of Budge Management and the Office of the Comptroller.
(5-0)

3. COMM. 6E-21 (2013)
COUNTY EXECUTIVE
WHEREAS, pursuant to Legislative Comm. 10E-10 (2011) Contract No.44SA was awarded to CMH Company, Inc. for sanitary sewer replacement and lining of existing sewers in the Bethlehem Park Subdivision area in Erie County Sewer District No. 6; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 44SA, in the final contract amount of \$649,288.51 which includes Change Order No. 2 (final), an increase of \$23,157.01, and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 44SA between the County of Erie and CMH Company, Inc. (12701 North Rd. Alden, New York 14004) is accepted in the final contract amount of \$649,288.51 which includes Change Order No. 2 (final), an increase of \$23,157.01, and is allocated in Erie County Sewer District No. 6 Bond Account C.00001; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract No. 44SA to CMH Company, Inc., for a total contract amount of \$649,288.01; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Kristen Walder, Assistant County Attorney and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(5-0)

4. COMM. 6E-23 (2013)
COUNTY EXECUTIVE
WHEREAS, pursuant to Legislative Comm. 10E-6 (2010) Contract EC-7D, Electrical was awarded to Weydman Electrical, Inc. for electrical work for the Vanderbilt Pumping Station, Depew Pumping Station and Overflow Retention Facility Improvements; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. EC-7D, Electrical, in the final contract amount of \$336,576.32 which includes Change Order No. 3 (final), a decrease of \$2,160.68, and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. EC-7D, Electrical between the County of Erie and Weydman Electric, Inc. (747 Young St. Tonawanda, New York 14150) is accepted in the final contract amount of \$336,576.32 which includes Change Order No. 3 (final), a decrease of \$2,160.68, and is allocated in Erie County Sewer District No. 4 Bond Account C.00063; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract EC-7D, Electrical, to Weydman Electric, Inc., for a total contract amount of \$336,576.32; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Kristen Walder, Assistant County Attorney and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning
(5-0)

TERRENCE D. McCRACKEN
CHAIR